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IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.1761 OF 2007

N.G.Chandak & Co. and others Petitioners
versus
M/s.Indani Travels and others Respondents

Mr.V.Z.Kankaria for petitioners.

CORAM : A.S.OKA, J.

DATE : 05th April 2007

PC :

1. Heard Shri Kankaria appearing for the petitioners. By this writ petition under Article 227 of the Constitution of India, the petitioner has taken exception to the order dated 4th November 2006 passed by the Trial Court by which the original defendant has been permitted to carry out the amendment to the writ petition.

2. Considering the facts and circumstances of the case and considering the nature of the order, no case is made out for interference at this stage. If the decree passed in the suit is adverse to the petitioner, he can always

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challenge the impugned order in an appeal which may be preferred by him against the decree.

3. Subject to what is stated above, the writ petition is rejected. All contentions of parties on merits are expressly kept open.

(A.S.OKA, J.)